

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 2008-146-T and 2010-371-T - ORDER NO. 2011-90

FEBRUARY 1, 2011

IN RE: Docket No. 2008-146-T – Application of)	ORDER GRANTING
Tropical Transportation, LLC, 4506 Poinsett)	REINSTATEMENT OF
Street, North Myrtle Beach, South Carolina)	CERTIFICATE
29582 for a Class C (Charter) Certificate of)	
Public Convenience and Necessity)	
)	
and)	
)	
Docket No. 2010-371-T – Petition of the)	
Office of Regulatory Staff for Commission to)	
Order a Rule to Show Cause as to Why the)	
Certificates of Public Convenience and)	
Necessity of Certain Motor Carriers Should)	
Not Be Revoked for Failure to Maintain and)	
File Evidence of Insurance)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of a request filed by Tropical Transportation, LLC (“Applicant”) to reinstate the Applicant’s Class C Charter Certificate of Public Convenience and Necessity No. 8006 issued to the Applicant pursuant to Commission Order No. 2008-342, dated May 8, 2008.

On November 4, 2010, a Petition for a Rule to Show Cause was filed by the South Carolina Office of Regulatory Staff (“ORS”) as to why the Certificates of Public Convenience and Necessity of certain carriers should not be revoked for failure to maintain and file evidence of insurance and thereby failing to comply with the statutes governing operations of Motor Vehicle Carriers in South Carolina. The record reflects

that the Applicant was a respondent to the Rule to Show Cause for failure to maintain and file evidence of insurance.

For those motor carriers who had not responded to the prior notifications of noncompliance, a formal hearing regarding this matter was held on January 12, 2011. The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to maintain and file evidence of insurance. Accordingly, the Commission issued Order No. 2011-49 on January 18, 2011, which cancelled the Applicant's Certificate No. 8006.

By request filed January 20, 2011, the Applicant requests that the Certificate in question be reinstated. It appears that the Applicant is now in compliance with the requirement to maintain and file evidence of insurance. Additionally, the original Application for certification of the Applicant on file with the Commission provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

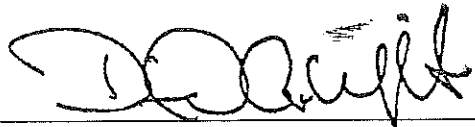
1. That Class C Charter Certificate of Public Convenience and Necessity No. 8006 of Tropical Transportation, LLC be, and hereby is, reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, the motor carrier services authorized by the Certificate shall not be provided.
4. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



John E. Howard, Chairman

ATTEST:



David A. Wright, Vice Chairman
(SEAL)